

RESOLUTION NUMBER R- 314206

DATE OF FINAL PASSAGE JUL 01 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A CONTRACT WITH POLYDYNE INC. (BID NO. 10089844-22-J) TO PURCHASE MANNICH POLYMER FOR METROPOLITAN BIOSOLIDS CENTER, PUBLIC UTILITIES DEPARTMENT; AND ASSOCIATED ACTIONS.

WHEREAS, the City requires Mannich polymer for two treatment processes at the Metropolitan Biosolids Center (MBC), the thickening and digestion of the raw solids from the North City Water Reclamation Plant (NCWRP), and the combined dewatering of biosolids from Point Loma Wastewater Treatment Plant (PLWTP); and

WHEREAS, the City's prior contract for Mannich polymer expired on November 28, 2021, and the Public Utilities Department (PUD) requested authorization for an emergency purchase of Mannich polymer for this critical health and safety function; and

WHEREAS, in January and May 2022, the Purchasing and Contracting Department approved a request by PUD to create purchase orders in an amount not to exceed \$1,400,000 for Mannich polymer chemical purchases in order to continue critical wastewater treatment and disposal with the existing vendor, Polydyne Inc., while this Council Action Request routed for approval; and

WHEREAS, an Invitation to Bid (ITB), 10089844-22-J, for the purchase of Mannich polymer was released by Purchasing & Contracting Department on December 8, 2021, and Polydyne Inc. was determined to be the lowest responsive and responsible bidder and was sent a Notice of Intent to Award on January 25, 2022 (Contract); and

WHEREAS, the PUD purchase order expenses for Mannich polymer chemical purchases in an amount not to exceed \$1,400,000 are included in this Council Action Request to approve

authorization of the emergency Mannich polymer purchase order expenditures, and for future Mannich polymer in a total amount not to exceed \$19,710,807; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor, or his designee, is authorized to execute, for and on behalf of the City, a one (1) year contract with the option to renew for four (4) additional one-year terms with Polydyne Inc. to provide Mannich polymer as required, in an amount not to exceed \$19,710,807, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. RR-314206, contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$19,710,807, of which \$1,400,000 is estimated to be spent in FY 2022 from Fund 700001, Metro Sewer Utility Fund, and an estimated \$18,310,807 for all subsequent years from Fund 700001, Metro Sewer Utility Fund for the purpose of funding the Mannich polymer contract with Polydyne Inc., contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Raymond C. Palmucci
Raymond C. Palmucci
Deputy City Attorney

RCP:cw:jvg
06/27/2022
7/01/2022 COR. COPY
Or.Dept: Public Utilities Department
CC No.: 3000014905
Doc. No.: 3016486

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of June 28, 2022.

ELIZABETH S. MALANDRINO
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(Note: See attached memo and signature page.)

**Office of
The City Attorney
City of San Diego**

**MEMORANDUM
MS 59**

(619) 533-5800

DATE: July 5, 2022
TO: Council President Sean Elo-Rivera
FROM: Ray Palmucci, Deputy City Attorney
SUBJECT: Corrected Resolution for Item S504 subitem B (R-2022-588) for City Council Meeting of June 28, 2022

This Office is submitting a corrected copy of the Resolution for Item S504 subitem B (R-2022-588) for City Council Meeting of June 28, 2022 to reflect the following:

For Item S504: Polydyne Mannich polymer - Corrected Resolution R-2022-588 is corrected to reference the new Comptroller's Certificate number 3000014905.

RCP:jvg

Doc. No.: 3017077_2

cc: Haley Lesser, Director of Legislative Affairs

Luz Anaya Luna, Legislative Assistant

Diana Fuentes, Deputy Director, Legislative Services

RCP:cw:jvg
06/27/2022
6/28/2022 COR. COPY
Or.Dept: Public Utilities Department
CC No.: 3000014855
Doc. No.: 3016486

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 28 2022.

ELIZABETH S. MALAND
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 7/1/22
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO. 3000014905
 DEPT. NO. 2000

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA | | | | | | | | | |
|-----------------|----------------|------|--------------|-------------|-----------------|---------------|----------------------------|-------------------------------|-----------------|
| Doc. Item | Funded Program | Fund | Grant Number | G/L Account | Functional Area | Business Area | Fund Center or Cost Center | Internal Order or WBS Element | Original Amount |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | |

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$1,400,000.00

Vendor: Polydyne, Inc.

Purpose: To authorize the expenditure of funds, not to exceed \$1,400,000, to Polydyne, Inc. for the purchase of Mannich Polymer for the Metropolitan Biosolids Center.

Date: July 1, 2022 By: Elizabeth Warnock *Elizabeth Warnock*

COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA | | | | | | | | | |
|-----------------|----------------|--------|--------------|-------------|------------------|---------------|-------------|-------------------|-----------------|
| Doc. Item | Funded Program | Fund | Grant Number | G/L Account | Functional Area | Business Area | Fund Center | IO or WBS Element | Original Amount |
| 001 | Non-Program | 700001 | N/A | 511032 | OTHR-00000000-SU | 2000 | 2000191216 | N/A | \$650,000.00 |
| 002 | Non-Program | 700001 | N/A | 511032 | OTHR-00000000-SU | 2000 | 2000191216 | N/A | \$750,000.00 |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | \$1,400,000.00 |

FUND OVERRIDE

Passed by the Council of The City of San Diego on JUN 28 2022, by the following vote:

| Councilmembers | Yeas | Nays | Not Present | Recused |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Joe LaCava | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Jennifer Campbell | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Stephen Whitburn | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Monica Montgomery Steppe | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Marni von Wilpert | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Chris Cate | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Raul A. Campillo | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Vivian Moreno | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sean Elo-Rivera | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Date of final passage JUL 01 2022.

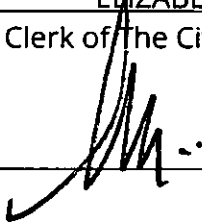
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By , Deputy
for Connie Patterson

Office of the City Clerk, San Diego, California

Resolution Number R- 314206